



Making Connections That Make a Difference

800 Westchester Ave.  
Suite N-501  
Rye Brook, NY 10573  
914-922-7589  
chunter@broadviewnet.com

February 13, 2015

**Filed via ECFS**

Marlene H. Dortch, Secretary  
Office of the Secretary  
Federal Communications Commission  
445 – 12<sup>th</sup> Street, S.W.  
Suite TW-A325  
Washington, D.C. 20554

RE: EB Docket No. 0636  
Annual 47 C.F.R. § 64.2009(e) CPNI Compliance Certification for  
Calendar Year 2014

Dear Ms. Dortch:

Attached hereto is the Annual 47 C.F.R. §64.2009(e) CPNI Certification and Explanatory Statement of Compliance Procedures of Broadview Networks, Inc., Broadview NP Acquisition Corp. and Broadview Networks of Virginia, Inc., Form 499 Filer ID No. 824088, covering calendar year 2014.

To the extent you have any questions concerning these materials, please do not hesitate to contact the undersigned.

Respectfully submitted,

A handwritten signature in blue ink, reading "Charles C. Hunter".

Charles C. Hunter  
Executive Vice President, General  
Counsel and Secretary

Attachments

cc: Best Copy and Printing, Inc.

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

Annual 47 C.F.R. § 64.2009(e) CPNI Certification for 2015,  
covering Calendar Year 2014

Date Filed: February 13, 2015

Name of Companies Covered by this Certification: Broadview Networks, Inc.  
Broadview NP Acquisition Corp.  
Broadview Networks of Virginia, Inc.

Form 499 Filer ID: 824088

Name of Signatory: Charles C. Hunter

Title of Signatory: Executive Vice President,  
General Counsel & Secretary

I, Charles C. Hunter, certify that I am an officer of each of the companies named above and, acting as an agent of each of the companies, that I have personal knowledge that each of the companies has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

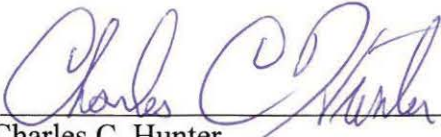
Attached to this certification is an accompanying statement explaining how each of the companies' procedures ensure that each of the companies is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping and supervisory review) set forth in § 64.2001 *et seq.* of the Commission's rules.

None of the companies has taken any actions (*i.e.*, instituted a proceeding or filed a petition with either a state commission, a court or the Commission) against data brokers in the past year. None of the companies has any information to report with respect to the processes pretexters are using to attempt to access CPNI. The steps the companies have taken to protect CPNI are set forth in the statement accompanying this certification.

None of the companies has received any customer complaints in the past year concerning the unauthorized release of CPNI.

Each of the companies represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. Each of the companies also acknowledges that false statements and

misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed:   
Charles C. Hunter  
Executive Vice President, General Counsel & Secretary  
Broadview Networks, Inc.  
Broadview NP Acquisition Corp.  
Broadview Networks of Virginia, Inc.

Attachments: Accompanying Statement explaining CPNI procedures

## **Compliance Procedures**

Set forth below is the statement of Broadview Networks, Inc., Broadview NP Acquisition Corp. and Broadview Networks of Virginia, Inc. (collectively, "Broadview") in support of their CPNI Certification for 2015 covering calendar year 2014 that each has established operating procedures that are adequate to ensure compliance with the rules set forth in Subpart U of Part 64 of the Commission's Rules and Regulations.

### **Use, Disclosure and Access to CPNI**

- Broadview does not disclose or provide access to the customer proprietary network information ("CPNI") of its customers to any third parties other than certain vendors – *e.g.*, underlying carriers – or in response to lawful subpoenas or governmental mandates.
- Vendors who have access to the CPNI of Broadview's customers are subject to strict contractual confidentiality requirements.
- Broadview does not use its customers' CPNI in sales or marketing campaigns. In the event, however, that customers' CPNI is used in sales and marketing campaigns in the future, Broadview has established (i) a supervisory review process to ensure that any such sales or marketing campaign is consistent with the FCC's CPNI rules, and (ii) record keeping capability for such sales and marketing campaigns.
- Broadview secures from its customers at the time they contract for service with Broadview written authority to use the customers' CPNI in a manner consistent with Subpart U of Part 64 of the Commission's Rules and Regulation. The authorization that is obtained is set forth below:

**Authorization to Use CPNI:** Customer hereby authorizes Company to use and to disclose and permit access by its affiliates and partners to Customer's customer proprietary network information ("CPNI") in order to enhance Company's ability to offer products and services tailored to Customer's needs. CPNI is information that relates to the quantity, technical configuration, type, destination, and amount of use of the Services by Customer and that is made available to Company solely as a result of Company's provision of the Services to Customer. Under federal law, Company has a duty to protect Customer's CPNI and Customer has the right to prohibit certain uses of its CPNI. Although Customer's authorization to Company to use, disclose and permit access to Customer's CPNI will remain in effect until Customer affirmatively revokes such authorization, Customer may withdraw its authorization at any time simply by notifying Company in writing. Denial by Customer of authorization to use,

disclose and permit access to Customer's CPNI will not affect Company's provision of the Services to Customer.

Broadview maintains these authorizations for the duration of the customer's service term with Broadview, but in no event less than a year.

- Broadview has a policy of providing periodic written CPNI notices to customers.
- Broadview provides existing customers with the ability to change or rescind their consent to Broadview's use of their CPNI at time.
- Broadview has a system by which the status of a customer's CPNI approval can be established prior to the use or disclosure of that customer's CPNI.
- Broadview does not use, disclose or permit access to its customers' CPNI to identify or track customers that call competing service providers.

#### **Safeguards Against Disclosure of CPNI to Unauthorized Parties**

- Broadview allows online access by customers to their CPNI only by password.
- Broadview has also established a password system to prevent the unauthorized disclosure of call detail information over the telephone based on a customer-initiated call.
- Broadview does not provide call detail information over the telephone based on a customer-initiated call unless a customer provides a password. If a customer cannot provide a password, Broadview will send such data to the customer's address of record (physical or e-mail) or provide such data to the customer by calling the customer's telephone number of record.
- Broadview has established a means by which customers can change passwords that are lost or forgotten and procedures for informing customers of such changes, as well as other changes to specified account information
- Broadview does not maintain any retail locations.

#### **Training and Manuals**

- Broadview has developed and implemented training modules to ensure compliance with CPNI safeguards.
- Broadview has issued a formal CPNI Protection Policy which all employees are required to abide by.

- Broadview has appointed a CPNI compliance officer to ensure compliance with and enforcement of CPNI policies and procedures.
- Broadview has established a disciplinary process governing misuse of customers' CPNI.

### **CPNI Breaches**

- Broadview has established procedures for the timely identification, recording and reporting to law enforcement agencies and customers of breaches of its customers' CPNI.
- Broadview has established procedures for maintaining records of breaches of its customers' CPNI for at least two years.
- Broadview has established a procedure for notifying the FCC of instances where opt-out processes do not work properly.